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UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TRAVON SIGLER,

Defendant.

NO. 19-CR-00033 EMC

**DEFENDANT'S SENTENCING
MEMORANDUM**

Date: December, 2019

Time: 2:30 PM

Honorable Edward M. Chen

Defendant, Travon Sigler, will appear before the Court on December 18, 2019 for sentencing. Pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C), the parties have submitted a plea agreement for the Court's consideration, under which Mr. Sigler would receive a sentence of five years in prison, the mandatory minimum for the offense, followed by four years of supervised release. The probation officer is in agreement with the disposition.

For the following reasons, the defendant respectfully submits that the disposition is fair and fulfills the objectives of punishment under 18 U.S.C. § 3553 of reflecting with the seriousness of the crime, promoting respect for the law, and providing just punishment.

I. Applicable Law

The defendant does not take issue with the probation officer's calculation of the Guidelines range.

1 Criminal “punishment should fit the offender and not merely the crime.” *Williams v.*
 2 *New York*, 337 U.S. 241, 247 (1949). That requires “the sentencing judge to consider every
 3 convicted person as an individual and every case as a unique study in the human failings that
 4 sometimes mitigate, sometimes, magnify, the crime and punishment to ensue.” *Gall v. United*
 5 *States*, 552 U.S. 38, 52 (2007) (quoting *Koon v. United States*, 518 U.S. 18, 113 (1996)).

6 “The district court may not presume that the Guidelines range is reasonable. Nor should
 7 the Guidelines factor be given more or less weight than any other.” *United States v. Carty*, 520
 8 F.3d 984, 991 (9th Cir. 2008) (cites omitted) (en banc). “While the Guidelines factors are to be
 9 respectfully considered, they are one factor among the § 3553(a) factors that are to be taken into
 10 account in arriving at an appropriate sentence.” *Id.*

11 In fashioning a sentence, the court should consider the factors set forth in 18 U.S.C. §
 12 3553(a). The “overarching” goal is to “impose a sentence sufficient, but not greater than
 13 necessary to accomplish the goals of sentencing, including to reflect the seriousness of the
 14 offense, to promote respect for the law, to provide just punishment for the offense, to afford
 15 adequate deterrence to criminal conduct, and to protect the public from further crimes of the
 16 defendant.” *Kimbrough v. United States*, 552 U.S. 85, 101 (2007) (citing 18 U.S.C. § 3553(a),
 17 internal quotation marks omitted).

18 **II. The Fairness of the Agreed Sentence**

19 Travon Sigler did in fact make multiple sales of methamphetamine to an undercover
 20 agent. He has not denied wrongdoing or tried to deflect blame for his behavior. He has accepted
 21 remorse for his behavior from very early on. That has freed up resources for the government.

22 Drugs hit a personal note for him (or should). Mr. Sigler mother succumbed to a drug
 23 overdose when he was 13-years old. Her death was sudden. She was eight-months pregnant.
 24 He experienced profound grief that was painful to process. He felt abandoned and alone. After
 25 her death, Mr. Sigler’s behavior changed markedly. He began hanging out on the streets of his
 26 neighborhood with people who were not positive role models. He has a single tattoo on his
 27 tattoo: a pregnant angel, which represents his mother.

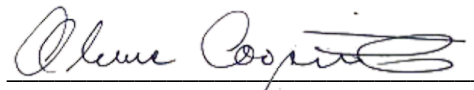
1 At 44-years old, this case signifies a make-or-break moment for him. He does not wish
2 to spend my more time in prison or jail. He wants to look his sister in the eye, and tell her he is
3 clean. Mr. Sigler intends to avail himself of the educational opportunities offered in prison. He
4 humbly requests that the Court to refer him to the Residential Drug Abuse Treatment Program.

5 **Conclusion**

6 For all of the above reasons, defendant Travon Sigler respectfully requests that the Court
7 sentence him to a term of 60 months' imprisonment followed by a term of four years of
8 supervised release. Such a sentence would be sufficient, but not greater than necessary, to
9 achieve the goals of sentencing. He also respectfully asks that the Court consider referring him
10 to the Residential Drug Abuse Treatment Program.

11 Dated: December 11, 2019

Respectfully Submitted,

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14 Alanna D. Coopersmith
15 Attorney for Defendant,
16 Travon Sigler
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